

1 Joseph Rebein, Admitted *Pro Hac Vice*
2 Andrew Carpenter, Admitted *Pro Hac Vice*
3 SHOOK, HARDY & BACON L.L.P.
4 2555 Grand Boulevard
5 Kansas City, Missouri 64108
6 Telephone: 816.474.6550
7 Facsimile: 816.421.5547
8 jrebein@shb.com
9 acarpenter@shb.com

10 Tammy B. Webb, SBN 227593
11 John K. Sherk III, SBN 295838
12 SHOOK, HARDY & BACON L.L.P.
13 One Montgomery, Suite 2700
14 San Francisco, California 94104
15 Telephone: 415-544-1900
16 Facsimile: 415-391-0281
17 tbwebb@shb.com
18 jsherk@shb.com

19 *Attorneys for Defendant*
20 Union Pacific Railroad Company

21 UNITED STATES DISTRICT COURT
22 CENTRAL DISTRICT OF CALIFORNIA

23 In re SFPP Right-of-Way Claims

24 Case No. 8:15-cv-00718-JVS-DFM

25 **NOTICE OF SUPPLEMENTAL**
26 **AUTHORITY IN SUPPORT OF**
27 **UNION PACIFIC RAILROAD**
28 **COMPANY'S RESPONSE IN**
OPPOSITION TO PLAINTIFFS'
MOTION FOR PARTIAL
DISMISSAL AND FOR MORE
DEFINITE STATEMENT AND IN
SUPPORT OF UNION PACIFIC
RAILROAD COMPANY'S
RESPONSE TO KINDER
MORGAN'S BRIEF ON ISSUES
RAISED BY PLAINTIFFS' MOTION
FOR PARTIAL DISMISSAL OF
DEFENDANT UNION PACIFIC
RAILROAD COMPANY'S
COUNTERCLAIMS

TO THE COURT, ALL PARTIES, AND THEIR COUNSEL OF RECORD:

PLEASE TAKE NOTICE that Defendant Union Pacific Railroad Company ("Union Pacific"), respectfully submits this Notice of Supplemental Authority in support of Union

1 Pacific Railroad Company's Response in Opposition to Plaintiffs' Motion for Partial
2 Dismissal and for More Definite Statement and in Support of its Response to Kinder
3 Morgan's Brief on Issues Raised by Plaintiffs' Motion for Partial Dismissal of Defendant
4 Union Pacific Railroad Company's Counterclaims. (*See* Doc. Nos. 148, 156).

5 Attached as Exhibit A is Judge Campbell's May 27, 2016 Order on Plaintiffs' Motion
6 for Partial Dismissal and for More Definite Statement.

7
8
9 Dated: May 27, 2016

Respectfully submitted,

10
11 /s/ Andrew D. Carpenter
12 Joseph Rebein, (Admitted *Pro Hac Vice*)
13 Andrew Carpenter (Admitted *Pro Hac Vice*)
14 SHOOK, HARDY & BACON L.L.P.
15 2555 Grand Boulevard
16 Kansas City, Missouri 64108
17 Telephone: 816-474-6550
18 Facsimile: 816-421-5547
19 jrebein@shb.com
20 acarpenter@shb.com

21 Tammy B. Webb, SBN 227593
22 John K. Sherk III, SBN 295838
23 SHOOK, HARDY & BACON L.L.P.
24 One Montgomery, Suite 2700
25 San Francisco, California 94104
26 Telephone: 415-544-1900
27 Facsimile: 415-391-0281
28 jsherk@shb.com
tbwebb@shb.com

CERTIFICATE OF SERVICE

I hereby certify that on, May 27, 2016, the following document was electronically filed with the Clerk of the Court and served using the CM/ECF system, which will send notification of such filing to the attorney(s) of record at their listed email address(es).

- **NOTICE OF SUPPLEMENTAL AUTHORITY IN SUPPORT OF UNION PACIFIC RAILROAD COMPANY'S RESPONSE IN OPPOSITION TO PLAINTIFFS' MOTION FOR PARTIAL DISMISSAL AND FOR MORE DEFINITE STATEMENT AND IN SUPPORT OF UNION PACIFIC RAILROAD COMPANY'S RESPONSE TO KINDER MORGAN'S BRIEF ON ISSUES RAISED BY PLAINTIFFS' MOTION FOR PARTIAL DISMISSAL OF DEFENDANT UNION PACIFIC RAILROAD COMPANY'S COUNTERCLAIMS**

s/ Andrew D. Carpenter
ANDREW D. CARPENTER